

Forest Land- Nandurbar

Diversion of 2.915 ha. Forest Land under Forest (Conservation) Act, 1980 in favour of M/s Bharti Airtel Ltd., New Delhi for laying of underground Optical Fiber Cable within RoW of existing road.

**Government of Maharashtra
Revenue and Forest Department
Government Order No.: FLD-16A23/CR-216/F-10**
Mantralaya, Mumbai-400 032
Date:- 25.07.2023

Reference:-

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur Letter No. Desk-17/FCA-S1/PID-420731/Dhule/783, Dated 13/06/2023.

Preamble:-

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur has submitted a proposal for diversion of 2.915 ha. Forest land for laying of underground Optical Fiber Cable along the Road in RoW of MSH-01, SH-3 & 08, ODR-2, 40, 41, 43 & 68, MDR-133 and VR-1 & 16, from Sahada, Dara, Kakarda, Dhadgaon Son to Khatwani and Akwani to Kothar, Tal. Shahada & Dhadgaon, Dist. Nandurbar in the State of Maharashtra.

Order:-

In exercise of powers under general approval given by MoEF&CC, Govt. of India vide Handbook of FCA Guidelines-2019, Chapter 4 (para-4.2), Government of Maharashtra is pleased to grant 'In-Principle' approval to the diversion of 2.915 ha. Forest Land under section-2 of the Forest (Conservation) Act, 1980 for laying of underground Optical Fiber Cable along the Road in RoW of MSH-01, SH-3 & 08, ODR-2, 40, 41, 43 & 68, MDR-133 and VR-1 & 16, from Sahada, Dara, Kakarda, Dhadgaon Son to Khatwani and Akwani to Kothar, Tal. Shahada & Dhadgaon, Dist. Nandurbar in the State of Maharashtra.

The details of Forest Land proposed for diversion are as under:-

Sr. No.	Name of Village	Compartmet No.	Survey No.	Length (in Mtr)	Width (in Mtr)	Area (in ha)	Status
1	Fattepur	--	82	1620.000	0.5	0.081	RF
2	Dara	525	53 Paiki	1570.000	0.5	0.079	RF
		332	--	1405.000	0.5	0.070	RF
		331	---	2198.000	0.5	0.110	RF
3	Satupta Forest	526	---	2641.000	0.5	0.132	RF
		392	---	2818.000	0.5	0.141	RF
		317	---	1464.000	0.5	0.073	RF
		318		2683.000	0.5	0.134	RF
		315	--	1480.000	0.5	0.074	RF
		316	--	980.000	0.5	0.049	RF
		314	--	594.000	0.5	0.030	RF
		388	--	887.000	0.5	0.044	RF
		348	---	894.000	0.5	0.045	RF

		311	---	430.000	0.5	0.022	RF
		312	---	3650.000	0.5	0.183	RF
		347	---	431.000	0.5	0.022	RF
		283	---	1415.000	0.5	0.071	RF
4	Mandvi Budruk	247, 281	275	130.000	0.5	0.007	RF
		247, 281	272	180.000	0.5	0.009	RF
		247, 281	278	120.000	0.5	0.006	RF
5	Telkhedi	280, 248 249	414	780.000	0.5	0.039	RF
		280, 248 249	415	710.000	0.5	0.036	RF
6	Katra	237	145	2671.000	0.5	0.134	RF
7	Shindwani	226	178	980.000	0.5	0.049	RF
8	Kuklot	223, 225, 226	174	1680.000	0.5	0.084	RF
8	Khardi	223	96	1460.000	0.5	0.073	RF
		222	---	1779.000	0.5	0.089	RF
9	Rajbardi	240	36	170.000	0.5	0.009	RF
10	Shelkui	243, 244	526	420.000	0.5	0.021	RF
		243, 244	527	510.000	0.5	0.026	RF
11	Dhanaje Bu.	244	70	410.000	0.5	0.021	RF
12	Roshmaal Bu.	--	153	130.000	0.5	0.007	RF
13	Jalola	--	24	1090.000	0.5	0.055	PF
14	Son Khurd	--	7	1560.000	0.5	0.078	PF
15	Khanbara	--	75	900.000	0.5	0.045	PF
		--	13	140.000	0.5	0.007	PF
16	Khuntamodi	--	74	305.000	0.5	0.015	PF
17	Dhadgoan	--	28A	450.000	0.5	0.023	RF
18	Palakha	--	27/6	500.000	0.5	0.025	RF
19	Mankhedi Bu.	333	60/1	850.000	0.5	0.043	RF
19	Mankhedi Bu.	333, 334	1	220.000	0.5	0.011	RF
19	Chinalkua	334	101	870.000	0.5	0.044	RF
20	Gourya	335	270	1590.000	0.5	0.080	RF
21	Bijari	336, 357, 359, 358, 360	182	1830.000	0.5	0.092	RF
		336, 357, 359, 358 361	183	2350.000	0.5	0.118	RF
22	Kakarpati	--	Forest	1300.000	0.5	0.065	RF
23	Pimalbari	3, 70, 37, 13, 76, 377	152	3900.000	0.5	0.195	RF

24	Chandsaili	371, 372, 373, 374	Forest	1164.000	0.5	0.058	RF
Total Forest Area (in ha.)					2.915		

2. This 'In-principle' approval is issued subject to the following conditions:-

- 1) The legal status of the land shall remain unchanged.
- 2) User Agency shall submit the Record of Rights of proposed land, along with Stage-I compliance.
- 3) The concerned Deputy Conservator of Forests shall ensure legal status of proposed Forest land, before granting working permission.
- 4) User Agency shall defray the cost of plantation (including ten years maintenance) of 100 trees shall be levied from the User Agency towards Compensatory Afforestation. As far as possible, a mixture of local indigenous species along with 10% RET species of Nandurbar District shall be planted and monoculture of any species may be avoided. Details of land proposed for Plantation (Record of Rights & KML File), shall be submitted before Stage-II/Final approval.
- 5) The Optical Fiber Cable Line will be laid within maximum size of the trench of 2.00 meters depth & 0.5 meter width with cable line under the OFC pipeline.
- 6) If User Agency has not submitted bank guarantee or paid security deposit with concern road authority (NHAI/MSRDC/PWD/ZP), the agency shall submit a bank guarantee at the rate of Rs.50/- per running meter and an undertaking to that effect shall also be submitted. If the agency fails to reclaim the land to the satisfaction of concerned Deputy Conservator of Forests, the cost for reclamation will be covered from the bank guarantee.
- 7) If the cable is going to be laid in the formation width of the road, then additional charges in form of bank guarantee shall be given at the rate of Rs.35/- per running meter. Similarly for reclamation of side drain and for tarred portion, the guarantee will be at the rate of Rs.300/- per meter and Rs.750/- per meter respectively. An undertaking shall be obtained from the User Agency that it has agreed to make good any loss to Forest/ Environment while laying the cable in the forest area and during maintenance of the same in future.
- 8) For further maintenance of the project, the agency shall obtain permission from the concerned Deputy Conservator of Forests as and when required.
- 9) The forest land shall not be used for any purpose other than specified in the proposal.
- 10) No felling of trees shall be done during the implementation of project.
- 11) No new forest area beyond the Right of Way of existing road should be broken for laying Optical Fiber Cable.
- 12) The User Agency shall pay the cost of additional Net Present Value, if required in future.
- 13) No labour camp shall be established on the forest land.

- 14) After completion of the project, User Agency will reclaim the area under RoW suitably.
- 15) The layout plan of the proposal shall not be changed without prior approval of the State Government.
- 16) This sanction is subject to the final clearance by the Department of Information & Technology for the project and concerned PWD authorities for the project.
- 17) The User Agency shall compensate the private owners of forest land if any, in accordance with the prevalent laws, rules & guidelines.
- 18) The User Agency shall obtain Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if applicable.
- 19) All other conditions as may be mandatory under relevant Acts, Rules and Guidelines shall be complied by the User Agency.
- 20) The Proposed work shall be carried out only during day time.
- 21) Underground Optical Fiber Cable can be laid only outside the confines of the Protected Areas.
- 22) All the conditions stipulated by the Forest Department shall be binding on User Agency.
- 23) The User Agency shall make good of any loss to Forest / Environment.
- 24) All necessary approvals required for the project as per the prevailing laws of the land would be obtained by User Agency.
- 25) Any breach of the conditions by the User Agency will be treated as violation of the provisions of the Forest (Conservation) Act, 1980.

3. This Government Order is available at the Government of Maharashtra's website www.maharashtra.gov.in with reference No. 202307251432496819. This Order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

(Ganesh Jadhao)
Under Secretary to the Government of Maharashtra

Copy to:-

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi
2. Regional Officer (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
3. Principal Chief Conservator of Forests (Head of Forest Force), Maharashtra State, Nagpur.
4. Additional Principal Chief Conservator of Forests & Nodal Officer, M.S., Nagpur

5. Principal Chief Conservator of Forests & CEO (Maha-CAMPA), M.S., Nagpur
6. Additional Principal Chief Conservator of Forests (Conservation), M.S., Nagpur
7. Collector, Nandurbar.
8. Chief Executive Officer, Zilha Parishad, Nandurbar.
9. Chief Conservator of Forests (T), Dhule
10. Deputy Conservator of Forests, Nandurbar.
11. M/s. Bharti Airtel Ltd., New Delhi.
12. Select File (F-10)